

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF EMERY COUNTY COMMISSIONERS
HELD IN THE EMERY COUNTY COURTHOUSE

MAY 27, 2014

Present at the meeting was Commission Chairman Jeff Horrocks, Commissioner Ethan Migliori, Commissioner JR Nelson, Attorney David Blackwell, Sheriff Greg Funk, Deputy/Clerk Auditor Carol Cox elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

The Warrant Check Edit List #230604 through and including #230743 was presented for payment.

Requisitions were presented for the following:

| <u>REQUISITION</u> | <u>DESCRIPTION</u> | <u>AMOUNT</u> |
|--------------------|--|---------------|
| 29-14 | HazMat Kits Sheriff/HazMat Team | \$2,543.75 |
| 30-14 | Equipment for Radio System installation Communications | 5,948.82 |
| 31-14 | FCC Frequency Coordination for 3 repeater sites/Communications | 1,710.00 |
| 32-14 | Out of Warranty repair of Microwave Radio ("RIU") card for Horn Mt. to Emery Link Communications | 1,200.00 |

There were no Dispositions.

(2)

APPROVAL TO HIRE DEVIN HALES, ERIK NIELSEN AND JADEN OLSEN AS
SEASONAL WEED & MOSQUITO TECHNICIANS. WAGE \$10.26 PER HOUR.

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(3)

APPROVAL OF 3% MERIT INCREASE TO GARY PRICE FOR SUCCESSFUL COMPLETION OF HIS 6 MONTH ORIENTATION PERIOD.

(4)

NOTIFICATION THAT JESSICA RASMUSSEN HAS BEEN HIRED AS A PART TIME OFFICE SPECIALIST WORKING 19 3/4 HOURS PER WEEK. WAGE \$7.25 PER HOUR. EFFECTIVE 5-7-14.

(5)

APPROVAL OF KAITLYN GILSON AS A VOLUNTEER FOR THE CASTLE DALE LIBRARY.

(6)

APPROVAL TO HIRE LANDON FEHLBERG AS A SEASONAL COMMUNICATION TECHNICIAN. WAGE \$10.00 PER HOUR.

(7)

APPROVAL TO HIRE CHRIS LARSON AS A SEASONAL FLAGGER. WAGE \$12.00 PER HOUR.

(8)

APPROVAL OF SHIRLEY VANWAGONER, JANNETTA YOUNG, AND TANDI OLSEN AS VOLUNTEERS FOR THE ELMO LIBRARY.

(9)

NOTIFICATION HUNTINGTON LIBRARY HIRED ALAINA OLSEN AS A PART TIME JANITOR WORKING 17 1/2 HOURS PER WEEK. GRADE 6.

(10)

APPROVAL OF COMMISSION MEETING MINUTES DATED MAY 13, 2014.

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Commissioner Ethan Migliori made a motion to approve the consent agenda with the exception of item #9 that will be moved to item # 1 on the discussion agenda. The motion was seconded by Commissioner JR Nelson. The motion passed.

The Board of Emery County Commissioners extended heartfelt gratitude to James Nielsen, Emery County Weed/Mosquito Director. James has announced his retirement this year after 34 years working for Emery County as Weed/Mosquito Director. He has maintained the department with two full time employees and seasonal workers in the summer. He works a lot of hours covering a large county. He was presented with a plaque of appreciation and a gift of a Kindle Fire HD.

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM CONSENT AGENDA.

Commissioner JR Nelson made a motion to approve the hire of Alaina Olsen as a part time janitor working 7 ½ hours (not 17 ½ hours) per week at Grade 6. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(2)

OPEN BIDS FOR PAINTING OF THE SEARSON BRIDGE. CONSIDERATION AND APPROVAL OF BID AWARD AND AUTHORIZATION FOR CHAIRMAN TO SIGN THE NECESSARY PAPERWORK.

The bids were opened for the painting of the Searson Bridge. The bids were as follow:

| | |
|---------------------------|-------------|
| 1) B&T Builders & Supply | \$44,640.00 |
| 2) Arrowhead Construction | \$29,900.00 |
| 3) VanComp Incorporated | \$74,200.00 |

Commission Chairman Jeff Horrocks recommended turning the bids over to the engineers on the project for comparison of the bids.

Commissioner Ethan Migliori made a motion to authorize Commission Chairman to award the bid to the determined bidder and sign the necessary paperwork. The motion was seconded by Commissioner JR Nelson. The motion passed.

(3)

CONSIDERATION AND APPROVAL OF SETTLEMENT AGREEMENT WITH BRENT JOHNSON REGARDING CLAIMS AGAINST EMERY COUNTY AND EMERY COUNTY HOUSING AUTHORITY.

Attorney David Blackwell explained that he talked to Mr. Johnson regarding an agreeable settlement. Mr. Johnson indicated that he agreed with a \$1,000.00 settlement amount. This settlement will cover the litigation Mr. Johnson sought against Emery County and Emery County Housing Authority. Mr. Blackwell stated that the Commission need to decide where the funds will come from. Commissioner JR Nelson made a motion to authorize Attorney David Blackwell to settle with Mr. Johnson and determine where the funds will come from. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(4)

CONSIDERATION AND APPROVAL OF CONTRACT WITH ALAN PENTICO TO SCRAPE AND CLEAN OLD PAINT FROM SWINGING BRIDGE.

Commissioner Ethan Migliori made a motion to table this item until a latter date. The motion was seconded by Commissioner JR Nelson. The motion passed.

(5)

CONSIDERATION AND APPROVAL OF ELECTION JUDGES FOR 2014.

Clerk/Auditor Brenda Tuttle indicated that this is has been a tough year for getting people to agree to be election judges. The list is still missing a couple of judges, but Brenda was hopeful that the individuals she has contacted will follow through. Commissioner JR Nelson made a motion to approve the list of election judges for 2014 and any additional judges she may need to add to the list prior to the election. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(6)

DISCUSSION OF AN ORDINANCE GOVERNING THE PERMITTING OF SPECIAL EVENTS. SETTING OF DATE FOR PUBLIC HEARING.

Sheriff Greg Funk indicated that he has requested an ordinance to mitigate the cost associated with special events held within the county. The county, in the past, has had to absorb the cost associated with large groups and the potential damage to the environment as well as the cost for EMT's, Search and Rescue, patrolling etc. An ordinance will forward the cost for these services

to the group and hopefully deter them from coming into the county. He indicated that his department has been made aware of a group called the Rainbow Group planning a special event in June in Emery County. He expressed concern because the same group was in a neighboring county and caused some costly problems for their Sheriff's Department. Attorney David Blackwell stated that an ordinance requires advertising for two weeks and holding a public hearing that must be posted in the newspaper for two weeks. Commissioner Ethan Migliori made a motion to set a public hearing for June 24, 2014 at 9:30 a.m. to receive public comment on adopting an ordinance governing the permitting of special events. The motion was seconded by Commissioner JR Nelson. The motion passed. Attorney David Blackwell was assigned to post the public hearing in the newspaper for two weeks. A draft of the proposed ordinance will be available in the Clerk/Auditor's office for the public to view.

(7)

DISCUSSION AND APPROVAL TO UTILIZE SOS STAFFING FOR SEASONAL
FLAGGERS FOR THE ROAD DEPARTMENT. APPROVAL OF NECESSARY FORMS.

Wayde Nielsen indicated that his department needs two flaggers for the Road Department. SOS Staffing absorbs the cost for Worker's Comp, training and drug testing. The flaggers will be an employee of SOS Staffing and the county would just be renting them at a slightly higher wage. Commissioner JR Nelson made a motion to approve using SOS Staffing for seasonal flaggers for the Road Department. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(8)

COMMISSION/ELECTED OFFICIALS REPORT.

Commissioner Migliori

Commissioner Migliori reported that the 2014 Fair Committee is in the planning phase. Repayment from the Emery County Care and Rehabilitation has come into the county as per the arrangement the Care Center Board had made with the county. He reported on attending a EMS dinner where several EMT's were recognized for their service to the communities. He expressed his gratitude to the many great EMT's we have in Emery County.

Commissioner Nelson

Commissioner Nelson reported on attending a Tribune sponsored debate regarding Public Lands. Emery Water Conservancy District and Castle Valley Special Service District recently completed their state audits and received a clean audit. He attended an open house for Caterpillar/Wheeler

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in Huntington. They hope to hire many locals and infuse money into the economy. He attended a meeting with the Bureau of Reclamation regarding quagga and zebra mussels causing damage to waterways in Utah. He and Commissioner Horrocks attended a meeting with Utah State University Extension Service. USU Extension pledged continued support of the Extension Service program in Emery County. He reported on Channel 5 and the recent airing of a program on Search and Rescue and the training recently received from the National Guard in the San Rafael Swell area.

Commissioner Horrocks

Commissioner Horrocks added that the meeting with the USU Extension Service was very informative and beneficial. There will be a Car Show at the Museum of the San Rafael on May 29th. The show will showcase cars from local owners and others throughout the state and other states. He expressed his congratulations to the 2014 high school graduates from Emery High and Green River. The Russian Olive Removal Program is going very well. The Weed/Mosquito Department is currently spraying for mosquitos.

Sheriff Funk

Sheriff Funk expressed a need for trail maintenance on the desert. There was a fatal accident on a trail on the desert over the Memorial Day holiday. The Commissioners indicated that the BLM is in the process of trying to obtain a trail cat to provide some much needed maintenance on the trails. Sheriff Funk reported that the Forest Service has a Trail Cat and they have been very helpful in assisting with trail maintenance when called upon.

(9)

ADJOURNMENT

The meeting was adjourned.

ATTEST:_____ COMMISSIONER:_____